

**Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application.

1. (Currently Amended) A content transmitting device comprising:
    - network communication process means for transmitting and receiving data via a network;
    - send-content generating means for supplying said network communication ~~device-process means~~ with a content to be transmitted to a content receiving device connected via said network;
    - authenticating means for receiving an authentication request from said content receiving device and authenticating said authentication request;
    - encrypting means for generating key information by key information generated based on information obtained by performing an authentication process by said authenticating means, and carrying out an encryption process of a content to be transmitted to said content receiving device, by using said key information;
    - timer means for measuring a time from transmission of information to said content receiving device until arrival of acknowledgement of receipt from said content receiving device,
- wherein when ~~the measured result by said timer meanstime~~ is larger than a predetermined value, ~~the content is not transmitted to said content receiving device~~ ~~said authenticating means decides that the authentication of said content receiving device is a failure, so that the transmittable range of the content is restricted to within a location or house in which said content transmitting device is~~

placed, listening and viewing of the content is restricted, and copying of the content is limited to personal use.

2-6. (Cancelled)

7. (Currently Amended) A method for transmitting a content between a content transmitting device and a content receiving device connected via a network, wherein in said content transmitting device, said content transmitting method comprises the steps of:

authentication of receiving an authentication request from said content receiving device, authenticating said authentication request;

encryption of generating key information ~~by key-information-generated~~ based on information obtained by performing said authentication step, and performing an encryption process of a content transmitted to said content receiving device by said key information;

measuring a transmitting-end time from transmission of information to said content receiving device until arrival of acknowledgement of receipt from said content receiving device,

wherein in said content receiving device, the content transmitting method comprises the step of:

authentication of issuing an authentication request to said content transmitting device, and making a pass/fail decision on the authentication of the authentication request received from said content transmitting device;

decryption of generating key information by key information generated based on information obtained by performing said authentication process, and decrypting a content from said content transmitting device by said key information;

measuring a receiving-end time from transmission of an authentication request to said content transmitting device or a time from when transmission of a response to the authentication request of said content transmitting device until arrival of acknowledgement of receipt from said content transmitting device,

wherein when a measured result by said content transmitting device or a measured result by said content receiving device said transmitting-end time is larger than a predetermined value, said content transmitting device does not transmit a content to said content receiving device said authenticating means decides that the authentication of said content receiving device is a failure, so that the transmittable range of the content is restricted to within a location or house in which said content transmitting device is placed, listening and viewing of the content is restricted, and copying of the content is limited to personal use.

8. (Currently Amended) A content transmitting method in a content transmitting device for transmitting a content to a content receiving device connected via a network, said method comprising the steps of:

when transmitting a content, receiving an authentication request from said content receiving device and authenticating said authentication request; and measuring a time from when information is transmitted to said content receiving device until arrival of acknowledgement of receipt from said content receiving device,

wherein when a measured resultsaid time is larger than a predetermined value, said content transmitting device does not transmit the content to said content receiving devicesaid authenticating means decides that the authentication of said content receiving device is a failure, so that the transmittable range of the content is restricted to within a location or house in which said content transmitting device is placed, listening and viewing of the content is restricted, and copying of the content is limited to personal use.

9. (Cancelled)

10. (Currently Amended) An information transmitting device comprising:  
authenticating means for, when transmitting information to an information receiving device connected via a network, receiving an authentication request from said information receiving device and authenticating said authentication request; and  
time measuring means for measuring a time from when information is transmitted to said information receiving device until arrival of acknowledgement of receipt from said information receiving device,

wherein when a measured result-by-said-said time measuring means is larger than a predetermined value, information is not transmitted to said information receiving devicesaid authenticating means decides that the authentication of said information receiving device is a failure, so that the transmittable range of the content is restricted to within a location or house in which a content transmitting device is placed, listening and viewing of the content is restricted, and copying of the content is limited to personal use.

11.-12. (Cancelled)

13. (Previously Presented) A content transmitting device according to Claim 1, wherein said timer means further measures a second time from when an authentication response responding to said information from said content receiving device is transmitted from said content transmitting device until acknowledgement of receipt from said content receiving device.

14. (Previously Presented) A content transmitting device according to Claim 13, wherein when said content transmitting device receives the authentication request from said content receiving device and transmits an acknowledgement of receipt to said content receiving device, said content receiving device measures a third time from when said authentication request is transmitted to said content transmitting device until acknowledgement of receipt from said content transmitting device.

15. (Previously Presented) A content transmitting device according to Claim 1, wherein when said content transmitting device receives the authentication request from said content receiving device and transmits an acknowledgement of receipt to said content receiving device, said content receiving device measures a third time from when said authentication request is transmitted to said content transmitting device until acknowledgement of receipt from said content transmitting device.

16. (Previously Presented) A content transmitting method according to Claim 8, wherein said step of measuring a time further including measuring of a second time from when an authentication response responding to said information from said content receiving device is transmitted from said content transmitting device until acknowledgement of receipt from said content receiving device.

17. (Previously Presented) An information transmitting device according to Claim 10, wherein said time measuring means further measures a second time from when an authentication response responding to said information from said content receiving device is transmitted from said content transmitting device until acknowledgement of receipt from said content receiving device.